

Joe Allan

By *[Signature]*

H.J.R. No. 42

A JOINT RESOLUTION

1 proposing amendments to the Texas Constitution authorizing certain
2 districts to engage in fire-fighting activities and to issue bonds
3 or other indebtedness or to issue bonds or otherwise lend their
4 credit for fire-fighting purposes.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 Section 1. That Article III, Section 52, of the Texas
7 Constitution, be amended by adding Subsection (d) to read as
8 follows:

9 "(d) Any defined district created under this section that is
10 authorized to issue bonds or otherwise lend its credit for the
11 purposes stated in Subdivisions (1) and (2) of Subsection (b) of
12 this section may engage in fire-fighting activities and may issue
13 bonds or otherwise lend its credit for fire-fighting purposes as
14 provided by law and this constitution."

15 Sec. 2. That Article XVI, Section 59, of the Texas
16 Constitution, be amended by adding Subsection (f) to read as
17 follows:

18 "(f) A conservation and reclamation district created under
19 this section to perform any or all of the purposes of this section
20 may engage in fire-fighting activities and may issue bonds or other
21 indebtedness for fire-fighting purposes as provided by law and this
22 constitution."

23 Sec. 3. The foregoing constitutional amendments shall be
24 submitted to a vote of the qualified electors of this state at an

1 election to be held on the first Tuesday after the first Monday in
2 November, 1978, at which election the ballots shall be printed to
3 provide for voting for or against the proposition: "The
4 constitutional amendments authorizing certain districts to engage
5 in fire-fighting activities and to issue bonds or other
6 indebtedness or to issue bonds or otherwise lend their credit for
7 fire-fighting purposes."

COMMITTEE REPORT

The Honorable Bill Clayton
Speaker of the House of Representatives

5/9/77
(date)

Sir:

We, your COMMITTEE ON CONSTITUTIONAL AMENDMENTS , to whom was referred H.J.R. 42
have had the same under consideration and beg to report back with the recommendation that it (measure)

- (X) do pass, without amendment.
- () do pass, with amendment(s).
- () do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested on 2/2/77 and is attached as part of this report.
(date)

~~Author's fiscal statement attached.~~

~~The Committee recommends that this measure be placed on the (Local / Consent) Calendar.~~

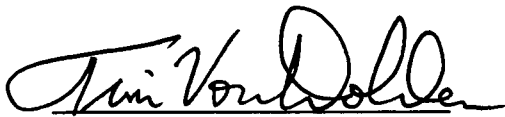

This measure (X) proposes new law.
() amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Von Dohlen	✓			
Jones	✓			
Bryant	✓			
Clark, B.	✓			
Close	✓			
Hendricks				✓
Johnson	✓			
Robbins				✓
Schieffer				✓

Total:
6 aye
0 nay
0 present, not voting
3 absent


CHAIRMAN

COMMITTEE COORDINATOR

BILL ANALYSIS

Background Information

Article III, Section 52 of the Constitution presently provides for the creation of special districts for certain enumerated purposes. Those purposes do not include fire-fighting activities.

Article XVI, Section 59 currently provides for the creation of conservation in reclamation districts under specified circumstances. The reclamation districts so created may engage in specified activities, one of which is not fire-fighting.

Purpose of the Resolution

To amend the Constitution to authorize certain districts to engage in fire-fighting activities and to issue bonds or other indebtedness or otherwise lend their credit for fire-fighting purposes.

Section-by-section Analysis

Section 1. Amends Article III, Section 52 by adding a new subsection (d) to provide that any districts created under this section may engage in fire-fighting activities and may issue bonds or otherwise lend its credit for fire-fighting purposes.

Section 2. Amends Article XVI, Section 59 by adding a new subsection (f) to provide that conservation and reclamation districts created under this section may engage in fire-fighting activities and may issue bonds or other indebtedness for fire-fighting purposes.

Section 3. Provides that the constitutional amendment shall be submitted to the voters at the general election in November, 1978.

Summary of Committee Action

Public notice having been posted in accordance with Rule V, Section 14, the committee considered H.J.R. 42 in public hearing on May 9, 1977. After receiving testimony, the committee voted to report the resolution to the House favorably by a vote of six ayes and no nays.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 2, 1977

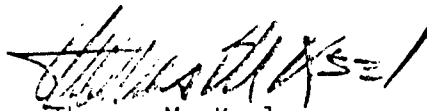
Honorable Tim Von Dohlen, Chairman
Committee on Constitutional Amendments
House of Representatives
Austin, Texas

In Re: House Joint Resolution No. 42
By: Blythe

Sir:

In response to your request pursuant to House Rule V, Section 28, this office finds the fiscal implications of House Joint Resolution No. 42 (proposing amendments to the Texas Constitution authorizing certain districts to engage in fire-fighting activities and to issue bonds or other indebtedness or to issue bonds or otherwise lend their credit for fire-fighting purposes) to be as follows:

1. This proposed constitutional amendment would provide constitutional authorization for legislation similar to House Bill No. 578, by Blythe, relating to certain districts engaging in fire-fighting activities. (See Fiscal Note for House Bill No. 578).
2. The cost of publication of House Joint Resolution No. 42 prior to election is estimated to be \$27,500 in fiscal year 1979.


Thomas M. Keel
Director

Source: State Comptroller of Public Accounts; Water Rights Commission; Texas Forest Service; Texas Department of Community Affairs; LBB Staff; City of McGregor; Association of Water Board Directors.

HOUSE ENGROSSMENT

2nd. Printing

J

By Blythe

H.J.R. No. 42

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1 election to be held on the first Tuesday after the first Monday in
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-END-

H. J. R. No. 42

By Blythe

HOUSE JOINT RESOLUTION

proposing amendments to the Texas Constitution authorizing certain districts to engage in fire-fighting activities and to issue bonds or other indebtedness or to issue bonds or otherwise lend their credit for fire-fighting purposes.

JAN 19 1977

1. Filed with the Chief Clerk.

JAN 20 1977

2. Read first time and referred to Committee on Constitutional Amendments

MAY 9 1977

3. Reported favorably ~~unfavorably~~ leg-amended and sent to Printer at MAY 10 1977 7:30 P.M. (time)

MAY 11 1977

4. Printed, distributed and sent to Committee on Calendars at 8:05 A.M. (time)

MAY 11 1977

Sent To Committee On Calendars 8:36 am

MAY 20 1977

5. Read second time ~~amended~~ and (finally) passed ~~to the Senate~~ by a Record Vote of 126 Yeas, 2 nays, 1 present, not voting.

6. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by Non-record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

7. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

8. Caption ordered amended to conform to body of resolution.

9. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 20 1977

10. Ordered Engrossed at 5:40 P.M. (time)

11. Engrossed.

12. Returned to Chief Clerk at _____ M. (time)

13. Sent to the Senate.

Betty Murray
Chief Clerk of the House

14. Received from the House _____

15. Read, referred to Committee on _____

16. Reported favorably _____

17. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time. _____

18. Ordered not printed. _____

19. Regular order of business suspended by (a viva voce vote.) _____ yeas, _____ nays.

20. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

21. Read second time _____ passed to third reading by: (a viva voce vote.) _____ yeas, _____ nays.

COMMITTEE/FLOOR REPORT FORM

Austin, Texas

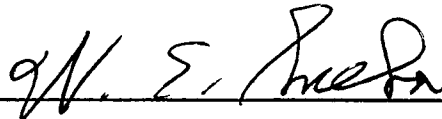
May 26

,1977

Honorable William P. Hobby
President of the Senate

Sir:

We, your Committee on Intergovernmental Relations to which was referred
HJR. B. No. 42 have had the same under consideration, and I am instructed to report it back to the Senate
with the recommendation that it do pass and be printed.


Chairman

IF THIS FORM IS TO BE USED AS A FLOOR REPORT, IT IS NECESSARY FOR A MAJORITY OF THE COMMITTEE MEMBERS TO SIGN
IT. Paper clip the original and one copy of this form to the original bill and retain one copy for your file.

ENROLLED

H.J.R. No. 42

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7 fire-fighting purposes."

-END-

President of the Senate

Speaker of the House

I certify that H.J.R. No. 42 was passed by the House on May 20, 1977, by the following vote: Yeas 126, Nays 2, 1 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 42 was passed by the Senate on May 27, 1977, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor

ENROLLED

H.J.R. No. 42

A JOINT RESOLUTION

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Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
..... 2:45 PM O'CLOCK

JUN - 1 1977

Mark White
.....
Secretary of State

Filed without signature

Effective: to be voted on 11-7-78

H. J. R. No.

42

By

Blythe

HOUSE JOINT RESOLUTION

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JAN 19 1977

1. Filed with the Chief Clerk.

JAN 20 1977

2. Read first time and referred to Committee on

Constitutional Amendments

MAY 10 1977

MAY 9 1977

3. Reported favorably (as amended) and sent to Printer at 7:30 P.M. (time)

MAY 11 1977

4. Printed, distributed and sent to Committee on Calendars at 8:05 A.M. (time)

MAY 11 1977

Sent To Committee On Calendars 8:36 am

MAY 20 1977

5. Read second time (amended) and (finally) passed to Third Reading by a Record Vote of 126 yeas, 2 nays, 1 present, not voting.

6. Motion to reconsider and table the vote by which H.J.R. was ordered engrossed prevailed (failed) by Non-record Vote) (Record Vote of yeas, nays, present, not voting).

7. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of yeas, nays, present, not voting.

8. Caption ordered amended to conform to body of resolution.

9. Motion to reconsider and table the vote by which H.J.R. was finally adopted prevailed (failed) by a (Non-record Vote) (Record Vote of yeas, nays, and present, not voting).

MAY 20 1977

10. Ordered Engrossed at 5:40 P.M. (time)

MAY 20 1977

11. Engrossed.

MAY 20 1977

12. Returned to Chief Clerk at 6:20 P.M. (time)

MAY 20 1977

13. Sent to the Senate.

Betty Murray

Chief Clerk of the House

MAY 20 1977

14. Received from the House

MAY 23 1977

15. Read, referred to Committee on INTERGOVERNMENTAL RELATIONS

MAY 26 1977

16. Reported favorably

17. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

18. Ordered not printed.

19. Regular order of business suspended by (a viva voce vote.) yeas, nays.

20. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of yeas, nays.

MAY 27 1977 laid before Senate

MAY 27 1977

21. Read second time passed to third reading by: (a viva voce vote.) yeas, nays.

~~MAY 27 1977~~

22. Caption ordered amended to conform to body of bill.

MAY 27 1977

23. Senate and Constitutional 3-Day Rules suspended by vote of 31 yeas,
0 nays to place bill on third reading and final passage.

MAY 27 1977

24. Read third time and passed by

(a viva voce vote.)

(31 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:



Secretary of the Senate

5.27.77

25. Returned to the House.

MAY 27 1977

26. Received from the Senate (~~with amendments~~).

27. House (Concurred) (Refused to Concur) in Senate Amendments by a (Non-record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

28. Conference Committee Ordered.

29. Conference Committee Report Adopted (Rejected) by a (Non-record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 27 1977

30. Ordered Enrolled at 4:30 P M.
(time)

1977 MAY 11 AM 8:05
HOUSE OF REPRESENTATIVES